

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 80-23 (as
amended)

Introduced by Council President Hardwicke at request of County Executive

Legislative Day No. 80-10 Date April 8, 1980

AN ACT to repeal and re-enact with amendments Subsections (d) and (e)
of Section 18-1, heading, Powers and Duties Generally of County,
of Article I, heading, In General, of Chapter 18, heading, Roads
and Public Works; to authorize the Department of Public Works to
establish procedures to open, alter, close and relocate county
roads by rules and regulations; and to provide for the transfer
or sale of property so closed.

By the Council, April 8, 1980

Introduced, read first time, ordered posted and public hearing scheduled

on: May 13, 1980

at: 7:00 P.M.

By Order: Angela Marchand, Secretary

PUBLIC HEARING

Having been posted and notice of time and place
of hearing and title of Bill having been published according to the

Charter, a public hearing was held on May 13, 1980

and concluded on May 13, 1980

Angela Marchand, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from
existing law. Underlining indicates language
added to Bill by amendment. Language lined
through indicates matter stricken out of Bill
by amendment.

BILL NO. 80-23

AS AMENDED

1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Subsections (d) and (e) of Section 18-1, heading,
3 Powers and Duties Generally of County, of Article I, heading, In
4 General, of Chapter 18, heading, Roads and Public Works, be, and
5 they are hereby repealed and re-enacted with amendments, all to
6 read as follows:

7 Chapter 18. Roads and Public Works.

8 Article I. In General.

9 Section 18-1. Powers and duties generally of county.

10 (d) [Sale of land. The county may sell land belonging
11 to the county which has been or may become unnecessary for use by
12 the county for road purposes by reason of the construction,
13 improvement or relocation of state or county roads in the county.
14 Proceeds derived from the sale thereof shall become part of the
15 general fund.] SALE OF LAND NO LONGER REQUIRED FOR COUNTY HIGHWAY
16 PURPOSES. UNLESS OTHERWISE PROVIDED IN THE DEED CONVEYING LAND TO
17 THE COUNTY FOR PUBLIC HIGHWAY PURPOSES, THE COUNTY SHALL OFFER THE
18 LAND, NO LONGER REQUIRED FOR HIGHWAY PURPOSES, TO THE PERSON FROM
19 WHOM THE LAND WAS ACQUIRED OR THE SUCCESSOR IN INTEREST OF THAT
20 PERSON, UPON PAYMENT OF AN AMOUNT EQUAL TO THE CONSIDERATION THAT
21 THE COUNTY PAID FOR THE LAND. IF THE LAND IS NOT SO DISPOSED OF,
22 THE COUNTY MAY NEGOTIATE THE SALE OF THE LAND OWNED IN FEE SIMPLE
23 WHICH HAS BEEN OR MAY BECOME UNNECESSARY FOR USE BY THE COUNTY FOR
24 HIGHWAY PURPOSES. THE PROCEEDS DERIVED FROM THE SALE SHALL BE
25 DEPOSITED IN THE HIGHWAY FUND. FOR THE PURPOSE OF THIS SECTION,
26 COUNTY HIGHWAY PURPOSES SHALL MEAN ANY REPAIR, CONSTRUCTION,
27 MAINTENANCE, CREATION, ALTERATION, CLOSURE AND RELOCATION OF ANY
28 ROAD, BRIDGE, SIDEWALK, ALLEYS, PARKING AREAS OR ANY SIMILAR USE.

29 (e) Rules and regulations. The [county may] DEPARTMENT
30 OF PUBLIC WORKS SHALL adopt reasonable rules and regulations
31 concerning the width, proper care, repair, improvement, construc-
32 tion and maintenance, CREATION, ALTERATION, RELOCATION AND

1 CLOSURE of county roads, bridges, sidewalks, ALLEYS, parking
2 areas and other appurtenant structures and may adopt regulations
3 with reference to the use of the county roads, streets and
4 highways by public utilities, corporations, individuals and the
5 traveling public. EXCEPT THAT NO COUNTY ROAD SHALL BE CLOSED
6 WITHOUT A RESOLUTION OF THE COUNTY COUNCIL. Such regulations shall
7 include a proper protection of the roads and other appurtenances
8 of the county highway system and shall impose reasonable penalties
9 for a violation and make other necessary provisions for the
10 enforcement thereof. Such rules and regulations shall be adopted
11 pursuant to section 807 of the Charter.

12 Section 2. *And Be It Further Enacted*, that this Act shall take
13 effect sixty (60) calendar days from the date it becomes law.

14 EFFECTIVE: August 4, 1980
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BY THE COUNCIL

Read the third time.

Passed LSD 80-16 (June 3, 1980) (with amendments)

~~Referred to the Council~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of June, 1980
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas J. Garranger
County ExecutiveDate June 5, 1980

BY THE COUNCIL

This Bill, having been approved by the Executive and
returned to the Council, becomes law on June 5, 1980.

Angela Markowski, Secretary

Aug. 26, 80 at 10:22 AM.
HDC Liber 5 Folio 297 & examined per
H. Douglas Chilcoat, Clerk, Hartford Co.

EFFECTIVE DATE: August 4, 1980